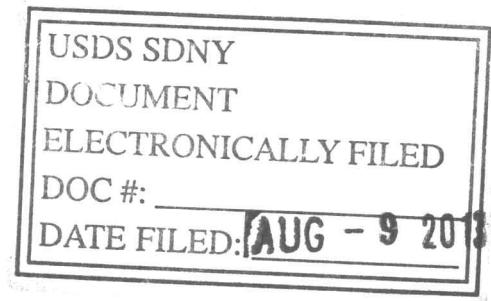


*Kaplan, J.*



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In re:

LEHMAN BROTHERS SECURITIES AND  
ERISA LITIGATION

This Document Applies Only to:

American National Insurance Company v. Fuld  
Case No. 1:09-cv-02363-LAK

Civil Action 09 MD 2017 (LAK)


**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel for the identified parties in the above-captioned matter that, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the claims of plaintiffs American National Life Insurance Company, American National Life Insurance Company of Texas, Comprehensive Investment Services Inc., and The Moody Foundation (collectively, the "Settling Plaintiffs") be, and the same hereby are, dismissed with prejudice against A.G. Edwards & Sons, Inc. (n/k/a Wells Fargo Advisors LLC), BBVA Securities Inc., BNY Capital Markets Inc. (n/k/a BNY Mellon Capital Markets, LLC), Calyon Securities (USA) Inc., Citigroup Global Markets Inc., Daiwa Capital Markets Europe Limited (f/k/a Daiwa Securities SMBC Europe Limited), Edward D. Jones & Co. LP, Fidelity Capital Market Services, Mellon Financial Markets LLC (n/k/a BNY Mellon Capital Markets, LLC), Merrill Lynch, Pierce, Fenner & Smith Inc. on its behalf and as successor to Banc of America Securities LLC, Morgan Stanley & Co. LLC, Muriel Siebert & Co., Inc., Raymond James & Associates, Inc., RBC Capital Markets, LLC (f/k/a RBC Dain Rauscher Inc.), Greenwich Capital Markets, Inc. (n/k/a RBS Securities, Inc.), SunTrust Robinson

Humphrey, Inc. (f/k/a SunTrust Capital Markets, Inc.), UBS Investment Bank, UBS Securities LLC, Wells Fargo Securities, LLC on its behalf and as successor to Wachovia Capital Markets, LLC, and Wachovia Securities, LLC (n/k/a Wells Fargo Advisors LLC) (collectively, the "Settling Defendants"), and without costs to any party.

Dated: New York, New York  
July 30, 2013

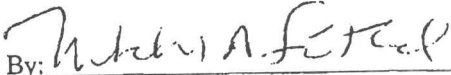
GREER, HERZ & ADAMS, LLP

By:   
Andrew J. Mytelka  
Janet Rushing  
David LeBlanc  
Roni S. Mihaly  
Eric J. Kirkpatrick

One Moody Plaza, 18th Floor  
Galveston, Texas 77550  
Tel. 409-797-3200  
Fax 409-766-6424  
amytelka@greerherz.com  
jrushing@greerherz.com  
dleblanc@greerherz.com  
rmihaly@greerherz.com  
ekirkpatrick@greerherz.com

Counsel for the Settling Plaintiffs


CLEARY GOTTlieb STEEN &  
HAMILTON LLP

By:   
Mitchell A. Lowenthal  
Victor Hou  
Roger Cooper

One Liberty Plaza  
New York, New York 10006  
Tel. (212) 225-2000  
Fax (212) 225-3999  
mlowenthal@cgsh.com  
vhou@cgsh.com  
racooper@cgsh.com

Counsel for the Settling Defendants

SO ORDERED:

  
United States District Judge

~~Dated: xxxxxxxx, 2013~~ 

Hon. Paul J. Oetken

Part I

Dated 8/ 9 /2013